

UTILITY EASEMENT

BOOK 277 PAGE 728

For and in consideration of One Dollar (\$1.00) cash in hand and other good and valuable considerations, the receipt of which is hereby acknowledged, I/ We

HOMER W. LOVELADY

ELLEN LOVELADY

do hereby grant unto the City of Olive Branch, Mississippi, a Mississippi Municipal Corporation, a perpetual easement with the right to install, construct, lay and thereafter use, maintain, and inspect a sewer line installed within this easement hereto, on, over and across the following described property in DeSoto County, Mississippi, to wit:

The easement shall be 10 feet in width along the proposed sewer line for the Olive Branch Sewer District Phase I.

A 10 foot wide easement along a sewer main and along service line to the existing buildings on the Lovelady property in part of the northwest quarter of the northwest quarter of Section 36; Township 1 South; Range 7 West.

This easement covers the sewer lines referred to on the plans and specifications for the Olive Branch Sewer District Phase I which is on file with the City of Olive Branch and reference to same is hereby made and are made a part of. Together with the right of ingress and egress over grantors adjacent property during the construction phase of the project from the existing County Road to the easement area for the purpose for which the above mentioned rights are granted. The City of Olive Branch will guarantee that no unreasonable damage will result from the construction of the sewer line on the grantors property, whether the construction is within the easement or in the area of ingress and egress to the easement area. This agreement together with the provisions of this grant shall constitute a covenant running with the land for the benefit of the grantee, its successor, and assigns.

We fully understand that we have the right to receive just compensation for the real property herein described based on an appraisal of said property. We hereby waive our right to just compensation and donate the easement area herein described to the City of Olive Branch, Miss. we further understand that we have the right to request that a fair market value appraisal of the property be made and we hereby waive that right.

Witness our signatures this the 22 day of June 1994.

*Homer W. Lovelady*  
Homer W. Lovelady

*Ellen Lovelady*  
Ellen Lovelady

STATE OF MISSISSIPPI COUNTY OF DESOTO

This day personally appeared before me, the undersigned authority, in and for said County and State, Homer W. and Ellen Lovelady

who acknowledged that they signed and delivered this instrument on the day and date therein mentioned. Given under my hand and official seal of office this the 22 day of June, 1994.

My commission expires: 6-22-97

STATE MS.-DESO TO CO.

*Wanda B. Graham*  
NOTARY PUBLIC

Nov 1 10 10 AM '94

BK 277 PG 728  
W.E. DAVIS CH. CLK  
*W.E. Davis*

WOODS AND SNYDER  
P. O. BOX 456  
OLIVE BRANCH, MS 38654  
601 - 895 - 2996